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8 Attorneys for Defendant  
CITY AND COUNTY OF SAN FRANCISCO  
9 and SAN FRANCISCO POLICE DEPARTMENT

10  
11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA

13 STEVEN GATTO,

14 Plaintiff,

15 vs.

16 CITY OF SAN FRANCISCO, SAN  
FRANCISCO POLICE DEPARTMENT and  
17 DOES 1-10, in their individual capacities,

18 Defendants.

Case No. 13-CV-5158 TEH

STIPULATION AND ~~PROPOSED~~ ORDER TO  
CONTINUE CASE MANAGEMENT  
CONFERENCE

Trial Date: Not Set

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1 WHEREAS, defendants City and County of San Francisco (“City”) and San Francisco 49ers  
2 are in the process of resolving issues of who will represent the City going forward, and issues  
3 regarding the tender of this matter;

4 WHEREAS, counsel for the City is leaving the City Attorney’s Office, and another attorney  
5 has not yet been assigned to this matter ;

6 WHEREAS, the City will not have available any counsel permanently assigned to this matter  
7 to represent it at the currently scheduled case management conference;

8 WHEREAS, no trial date nor discovery cut-off dates have yet been set;

9 WHEREAS, the parties believe that they need additional time to determine who will represent  
10 the City in this litigation, and if necessary, to permanently assigned a deputy city attorney to this  
11 matter;

12 All parties STIPULATE and request that the Court continue the August 25, 2014 Case  
13 Management Conference until September 22, 2014, or such date as is convenient for the Court.

14 **IT IS SO STIPULATED.**

15  
16 Dated: August 18, 2014

DENNIS J. HERRERA  
City Attorney  
CHERYL ADAMS  
Chief Trial Deputy  
WARREN METLITZKY  
Deputy City Attorney

20 By: /s/ Warren Metlitzky  
WARREN METLITZKY

21  
22 Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO  
23 and SAN FRANCISCO POLICE DEPARTMENT

24 Dated: August 18, 2014

WISEMAN LAW GROUP, P.C.

25  
26 By: /s/ Joseph J. Wiseman  
JOSEPH J. WISEMAN

27  
28 Attorneys for Plaintiff  
STEVEN GATTO

1 Dated: August 18, 2014

LOMBARDI, LOPER & CONANT, LLP

2 By: /s/ Kara A. Abelson

3 KARA A. ABELSON

4 Attorneys for Defendant

5 FORTY NINERS FOOTBALL COMPANY LLC

## ORDER

Based on the above stipulation, and for good cause appearing, IT IS ORDERED as follows:

The August 25, 2014 Case Management Conference is continued to September 22, 2014 at 1:30 p.m. Parties shall file a joint case management statement at least seven days prior to the hearing.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 08/19/2014

